IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 9TH APRIL 2007 / 19TH CHAITHRA 1929

Bail Appl..No. 2049 of 2007()

CRIME NO.92/2006 OF HEMAMBIKA NAGAR POLICE STATION

PETITIONER/ACCUSED

MOHAMMEDALI, S/O IBRAHIM,
KAPPATTU HOUSE, SULTHANPPADY,
P.O.UPPADA, NILAMBUR TALUK.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT

STATE OF KERALA THROUGH THE
SUB INSPECTOR OF POLICE, H.NAGAR POLICE STATION,
PALAKKAD DISTRICT, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 2049/2007

Dated this 9th day of April, 2007

O R D E R

The petitioner, who is the accused in Crime No.92/2006 of Hemambika Nagar Police Station for offences punishable under Sections 366 and 376 IPC, seeks his enlargement on bail.

2. The learned Public Prosecutor opposed the application.

3. The petitioner, who is a rubber tapper by avocation, is alleged to have enticed the victim, a 14 year old girl, to a nearby plantation and ravished her several times. Consequent on a direction issued by this Court in an application for anticipatory bail, the petitioner surrendered before the Investigating Officer on 22.3.2007. After interrogation and potency test, he was produced before the Magistrate having jurisdiction, who remanded him to judicial custody where the petitioner continues.

4. Having regard to the facts and circumstances of the

case, the present stage of the investigation of the case and the duration of the judicial custody of the petitioner, I am not inclined to grant bail to the petitioner.

The application is accordingly dismissed.

V.RAMKUMAR,
JUDGE

mrcs